



Entered on Docket
August 26, 2011

A handwritten signature in dark ink, appearing to read "Linda B. Riegle".

Hon. Linda B. Riegle
United States Bankruptcy Judge

LEWIS AND ROCA LLP

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Attorneys for USACM Liquidating Trust

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA**

In re:

USA COMMERCIAL MORTGAGE
COMPANY,

Debtor.

Case No. BK-S-06-10725-LBR
Chapter 11

**Order Sustaining Seventh Omnibus
Objection Of USACM Trust To Proofs Of
Claim Based In Whole or In Part Upon
Investment In The Eagle Meadows Loan**

Hearing Date: July 26, 2011
Hearing Time: 1:30 p.m.

The Court having considered the "Seventh Omnibus Objection Of USACM Trust To Proofs Of Claim Based In Whole or In Part Upon Investment in The Eagle Meadows Loan." ("Eagle Meadows Loan") [DE 8566] (the "Objection"); the Court having heard the Objection on July 26, 2011; appropriate notice of the Objection having been given; no response to the Objection having been filed; the Court noting on the record that the disallowance of the Claims listed on **Exhibit A** does not affect the direct lenders' right to

1 repayment by the borrower or from the collateral securing the Eagle Meadows Loan; and
2 good cause appearing:

3 **IT IS ORDERED** that:

- 4 1. The Objection [DE 8566] is sustained; and
5 2. The claims listed on **Exhibit A** attached are disallowed to the extent those
6 claims are based upon an investment in the Eagle Meadows Loan.
7

8 PREPARED AND RESPECTFULLY SUBMITTED BY:

9
10 **LEWIS AND ROCA LLP**

11 By /s/ John Hinderaker (AZ #018024)

12 Robert M. Charles, Jr.

13 John Hinderaker (*pro hac vice*)

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LOCAL RULE 9021 CERTIFICATION

In accordance with LR 9021, counsel submitting this document certifies that the order accurately reflects the court's ruling and that (check one):

_____ This Court has waived the requirement set forth in LR 9021(b)(1).

XXX No party appeared at the hearing or filed an objection to the motion.

_____ I have delivered a copy of this proposed order to all counsel who appeared at the hearing, and any unrepresented parties who appeared at the hearing, and each has approved or disapproved the order, or failed to respond, as indicated below [list each party and whether the party has approved, disapproved, or failed to respond to the document]:

Counsel appearing: _____

_____ I certify that this is a case under Chapter 7 or 13, that I have served a copy of this order with the motion pursuant to LR 9014(g), and that no party has objected to the form or content of the order

U.S. Trustee: _____	
<input type="checkbox"/> approved the form of this order	<input type="checkbox"/> disapproved the form of this order
<input checked="" type="checkbox"/> waived the right to review the order and/or	<input type="checkbox"/> failed to respond to the document
Other Party: _____	
<input type="checkbox"/> approved the form of this order	<input type="checkbox"/> disapproved the form of this order
<input type="checkbox"/> waived the right to review the order and/or	<input type="checkbox"/> failed to respond to the document

Submitted by:
LEWIS AND ROCA LLP

By: /s/ John Hinderaker. (AZ #018024)
Attorneys for USACM Liquidating Trust

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**USACM Trust
Eagle Meadows
Multiple Loan Claims**

Claim	Date Claim was Filed	Name	Address	Total Claim Amount	Approximate Amount Subject to Objection Because it Relates to an Investment In the Eagle Meadows Development Loan
10725-02277	1/12/2007	Gale Gladstone-Katz Revocable Trust	Jan Logan, Trustee 8405 Mill Station Road Sebastopol, CA 95472	1,354,118.10	80,000.00
10725-01862	1/8/2007	George W Hubbard Roth IRA	6340 N. Calle Tregua Serena Tucson, AZ. 85750	156,125.00	32,500.00
10725-01964	1/10/2007	Gold Plated LLC	C/O Dwight W Harouff Manager 5680 Ruffian St Las Vegas, NV 89149-1261	1,505,718.54	100,000.00
10725-01743	12/7/2006	Goodness Living Trust Dtd 6/28/00	C/O Rachelle A Goodness Tee 3985 Lake Placid Dr Reno, NV 89511-6780	100,000.00	50,000.00
10725-02155	1/12/2007	Gunning, Toby	7245 Brockway Ct Reno, NV 89523	291,199.86	50,000.00
10725-02285	1/12/2007	Handal, John A M IRA	First Savings Bank Custodian For 3575 Siskiyou CT Hayward, CA 94542	507,345.84	100,000.00
10725-01105	11/6/2006	Hansen, Terry	Po Box 458 Sparks, NV 89432	105,000.00	55,000.00
10725-01963	1/10/2007	Harouff Charitable Remainder Trust Dtd 9/5/96	Dwight W & Mary Ann Harouff Ttees 5680 Ruffian Rd Las Vegas, NV 89149	568,181.96	130,000.00
10725-00442	10/5/2006	Heinbaugh, Judith	503 Fairview Blvd. Incline Village, NV 89451-8930	175,000.00	75,000.00
10725-02099	1/11/2007	Janis Living Trust Dtd 2/3/99, Janice	C/O Janice Janis Tee 406 Pearl St Boulder, CO 80302-4931	405,912.48	50,000.00

EXHIBIT A